

REGULAR MEETING

Mayor and Council

Borough of Harrington Park, New Jersey

February 27, 2017

(PAH) Call Meeting to Order

Time: 7:00PM

Mayor's Announcement:

In compliance with Chapter 231, Public Law 1975, adequate notice of the meeting was made in the Bergen Record. Notice of this meeting date change was posted on the bulletin board in the Municipal Center. Copies have been emailed to the SUBURBANITE and THE NORTHERN VALLEY PRESS. A copy has been filed with the Borough Clerk, and copies have been mailed to individuals requesting the same.

(ALB) Roll Call:

	PRESENT	ABSENT
NAPOLITANO(AN)	X	
EVANELLA (GE)	X	
WALKER (DW)	X	
FITZGERALD (LF)	X	
PEDERSEN (JP)	X	
CHUNG (JC)	X	

Also present:

Ms. Ann H. Bistrutz, Borough Clerk (ALB)

Mr. Kunjesh Trivedi, CFO

Mr. John Dineen, Borough Attorney

(PAH) Flag Salute

(PAH) Suspension of the Regular Order of Business

Motion GE

Second JP

Vote AIF

(PAH) Recognition Presentation from Chief Maalouf to Officer LaVigna

Resident Armand Fregeti joined the Mayor, Chief Maalouf and Officer James LaVigna. Chief Maalouf spoke about the night of December 21, 2016 when Officer LaVigna took Armand to the hospital in his car and saved his life. Armand was having trouble breathing due to the croup and when Office LaVigna responded to the call he administered oxygen and rushed him directly to the hospital instead of waiting for the ambulance. Chief Maalouf is proud of the accomplishments, service and commitments of his officers.

Officer LaVigna received two awards, one from the Harrington Park Police Department Life Saving Award, and the other was a certificate of Commendation from County Executive Tedesco which recognizes heroic activities.

PAH thanked Office LaVigna's commitment that helps make this town a great place to live.

GE added "We (Police Committee) liked him so much we hired him twice!"

(PAH) Meeting Open to Public

Motion GE

Second JP

Vote AIF

No public present for discussion

(PAH) Meeting Closed to Public

Motion JP

Second GE

Vote AIF

(PAH) Return to the Regular Order of Business

Motion AN

Second DW

Vote AIF

(PAH) Minutes Approval

Sine Die Meeting-January 7, 2017

Reorganization Meeting-January 7, 2017

Regular Meeting- January 17, 2017

Motion AN

Second DW

Vote AIF

(PAH) Consent Agenda-Resolutions-

All matters listed under this section are considered to be routine by the Borough Council and will be enacted by one motion as listed below. There will not be separate discussion of these items. Should discussion be desired, that item will be removed from the Consent Agenda and will be considered separately under New or Old Business on the Agenda.

Consent Approval Items (A-J)

Designated Parking Spaces for Harrington Park Vol. Fire Department and Company A

Junior Fireman Thomas Migliaccio B

Junior Fireman Michael Pepe C

National Night Out D

To Designate an Acting Municipal Court Administrator Between the Borough of Harrington Park and the Borough of Haworth E

A Resolution Rescinding a Resolution Which Had Previously Granted a Right Of Way Consent to Verizon Wireless, Its Successors and Assigns to Use Existing Rights-Of-Way Within the Borough of Harrington Park Pursuant To NJSA 48:17-10. F

Support for the Planning and Development of a Green Way Within Tenaflly, Englewood, Cresskill, Demarest, Closter, Norwood And Northvale Hereto Referred to as the Northern Valley Towns G

5K Race- November 4, 2017 H

Eagle Scout Project Request I

Payment of Claims J

Motion JP

Second GE

Roll Call AIF

(PAH) Consent Correspondence “AA”

Motion AN

Second GE

GE asked for clarification of Addendum E. PAH stated that the Superior Court is requiring all municipalities to have arrangements for an Acting Municipal Court Clerk. PAH spoke with Mayor Smart from Haworth who was in agreement to authorize their court administrator to fill this position.

Vote AIF

Individual Committee Reports

(PAH) Mayor Hoelscher

(AN) Planning Bd., Bd. of Adjustment, Construction, Fire, Ambulance

(GE) Police, Municipal Court, Personnel

544 Calls

LEAD Program in full force in the School under the direction of Sgt. Murphy and Officer Leeman.

4060 Patrols, 1 DUI, 2 Collisions, 78 Summons, 3 Criminal Acts, 2 Frauds

American Legion donated Body Beacons for the Department

Over time \$1017-non reimbursable. \$40,000 reimbursable by PSEG

OE \$7000 unexpected expenses to bring an electrical panel up to compliance and to pay the annual membership to the Tenaflly Rifle Club (for qualification training).

(DW) DPW, Building & Grounds, Sanitation/Recycling

DPW toured the town to collect and chip branches and Christmas trees.

Snow plowing took place on January 6, 7 and 30

Potholes were repaired on January 30

New trash cans were placed at Highland Field on January 16

New employee for Recycling Center started during January

DPW recycled 8400 pounds of cardboard, 9200 pounds of white goods, 8480 pounds of steel. Report for curbside collection was not received by the Borough.

(LF) Board of Health, Environmental Commission

(JP) Finance, Admin. & Exec., Grants

Finance Committee is scheduled to meet next week to discuss the 2017 budget.

(JC) Recreation Commission, Liaison to Board of Education, Public Information

Town Day is scheduled for September 9 with a rain date of the 10th. The Town Day Committee has already discussed fundraising which covers the cost of this event.

Sports Boosters has disbanded and the Recreation Commission has found a volunteer to support the website for registration for sports associations.

Fishing derby is scheduled for June 18th.

Recreation is considering starting a Badminton Club which would have family appeal.

Ms. Lee and Ms. Bistriz have done in depth research on the history of Pondsides Park to help determine what the Borough's responsibilities are for the pond.

Recreation is considering applying for a grant to construct a pavilion at Highland Field.

The Board of Education is applying for a Safe Streets to School grant to provide sufficient parking for all the staff.

New Borough website has been launched-it is mobile friendly and has a sleek new look.

(ALB) Borough Clerk/Administrator

Old Business

New Business

(AN) Waiver of fees for Fire Company for emergency plumbing repair for a water heater at the Fire House

ALB explained that past practice has been to waive the fees for this type of emergency repair for our volunteer associations.

Motion AN

Second JP

Vote AIF

(PAH) Mayor's Report

- Riverside Cooperative will be continuing the contract with Montana Construction for emergency repairs.
- Next Riverside Coop meeting is March 15, 2017. Presentation will be a discussion of the State mandate for new street signs-ALB will be attending as well.
- JIF Safety Breakfast is March 7, 2017-the Borough is getting an award
- Allegro hearing at Planning Board is March 14, 2017 starting at 7pm (New time).
- Shared service is in place with River Vale for our new Court Administrator. Welcome Katherine Viger.
- Request has been made to have a "Welcome to Harrington Park sign by 1st Street and Blanch Avenue

- Dedication of the Boulevard in Elmwood Park will be held March 5th in memory of Mayor Richard Mola who was Mayor for 45 years and a Freeholder for 23 years. PAH had the pleasure to know him, and is saddened by his passing.

Ordinances

(PAH) Motion for Closed Session GE Time: 7:32pm
Second JP
Vote AIF

RESOLUTION

WHEREAS, N.J.S.A. 10:4-12 permits a public body to conduct business in Closed Session during a public meeting; and

WHEREAS, the Mayor and Council deem it necessary to discuss certain matters in Closed Session as permitted by the aforesaid statute.

1. Potential Litigation-Sanitation
2. Contract Negotiations-PSEG

BE IT FURTHER RESOLVED that discussion of the aforementioned subjects may be made public at such time as disclosure of the discussion will not detrimentally affect the interest and Borough as to said discussion.

Return to Open Session 8:20pm

Motion was made by DW to direct Mr. Dineen to draft a change order to the Borough's existing Sanitation/Recycling contract that will include, through the final two years, and extension of recycling services which shall still adhere to all aspects of the existing contract to the fullest force and effect.

Motion DW
Second JC
Roll Call Vote AIF

Resolution 2017-55

Whereas, the Mayor and Council of the Borough of Harrington Park has authorized Mr. Dineen to notify PSEG that approval has been provided for the request for a variance to continue roadwork for the Energy Strong Project during the winter months along Lafayette Road, part of Hackensack Avenue, Herring Street for the total of 5580 linear feet, which will include curb to curb paving as per Borough Ordinance.

Whereas, the Mayor and Council of Harrington Park has approved the construction project for Highland Avenue, Kohring Circle, Old Jug Court and Demarest Place; and

Whereas, the Mayor and Council of Harrington Park has denied PSEG's request of a waiver from the requirement of curb to curb paving of the construction areas.

Be it Resolved that for each project PSEG shall submit \$5000 to cover all permit fees and engineering expenses.

Be it Further Resolved, that PSEG will continue to pay invoices for police overtime in a timely

manner or the construction will be stopped.

Motion AN

Second JC

Roll Call AIF

Council has been provided with documentation for potential Borough Planners. Council will wait for guidance from Planning Board prior to determining which professional shall be hired.

Adjournment-Time: 8:29pm

Motion: GE

Second: AN

Vote: AIF

Addendum A

Resolution 2017-44

**DESIGNATED PARKING SPACES FOR HARRINGTON PARK VOLUNTEER FIRE
DEPARTMENT AND COMPANY**

WHEREAS, the Harrington Park Volunteer Fire Company has requested permission to replace the existing signs for reserved parking and add reserve parking with signs for the Fire Department/Company spaces along the monument side of the Fire House for a total of 11 Spaces along the monument and 3 along the rear of building, and;

WHEREAS, in the past, the Company had placed cones to reserve the spaces, however, people who are not involved with the Fire Department still park in the spaces; and

WHEREAS, these designated spaces will enable the volunteers who respond to emergency fire calls to easily find a place to park their vehicles.

WHEREAS, all expenses for the signage will be paid by the Fire Company.

Addendum B

Resolution 2017-45

Harrington Park Volunteer Fire Department Junior Membership

WHEREAS the Mayor and Council of the Borough of Harrington Park approve the admittance of the following member in the Harrington Park Junior Volunteer Fire Department:

Thomas Migliaccio

BE IT RESOLVED that applicants shall also be approved for membership with the signed permission of his/her parent or guardian and medical examination.

Addendum C

Resolution 2017-46

Harrington Park Volunteer Fire Department Junior Membership

WHEREAS the Mayor and Council of the Borough of Harrington Park approve the admittance of the following member in the Harrington Park Junior Volunteer Fire Department:

Michael Pepe

BE IT RESOLVED that applicants shall also be approved for membership with the signed permission of his/her parent or guardian and medical examination.

Addendum D
Resolution 2017-47
National Night Out

Whereas, the Harrington Park Police Department has requested support for “National Night Out;”

Whereas, the fight against neighborhood crime and terrorism requires the cooperation of community residents, schools, the Police Department, and other law enforcement officials; and

Whereas, on August 1, 2017, people across America will take part in National Night Out, an event that highlights the importance of community participation in crime prevention efforts; and

Whereas, on National Night Out the Harrington Park Police Department requests to hold a program at Highland Field on Tappan Road between 5:00 p.m. and 9:00 p.m. on August 1, 2017; and

Whereas, the program will include the participation of County and State agencies including law enforcement, fire, ambulance, and other first responders; and

Whereas, the Harrington Park Police Department will work with the Recreation Commission and Department of Public Works to ensure that Highland Field is reserved and properly prepared for such an event.

Now, Therefore, be it Resolved, That the Mayor and Council supports the goals of National Night Out at Highland Field on August 1, 2017 between 5pm-9pm.

Addendum E
Resolution 2017-48
To Designate an Acting Municipal Court Administrator Between the Borough of
Harrington Park and the Borough of Haworth

WHEREAS, pursuant to NJSA 2B:12-10 the Borough of Harrington Park and the Borough of Haworth are required to provide for a Municipal Court Administrator; and

WHEREAS, pursuant to NJSA 40A:65-1 et. Seq., any municipality of the State of New Jersey may contract with any other municipality or municipalities to share services that any party to the agreement is empowered to provide within its own jurisdiction; and

WHEREAS, in accordance with NJSA 2B:12-1(C) the Borough of Harrington Park and the Borough of Haworth consent and agree to share the professional services of the Municipal Court Administrator on a provisional basis to undertake the duties of the absent Municipal Court Administrator during scheduled and/or unscheduled leaves, within the two respective municipalities; and

WHEREAS, the pay rate shall be \$50 per session or day.

NOW THEREFORE BE IT RESOLVED, the Borough of Harrington Park and the Borough of Haworth shall both pass a resolution to consent to such an agreement.

Addendum F

RESOLUTION 2017-49

A Resolution Rescinding a Resolution Which had Previously Granted a Right Of Way Consent to Verizon Wireless, Its Successors and Assigns to Use Existing Rights-Of Way Within the Borough of Harrington Park Pursuant to NJSA 48:17-10.

BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park, Bergen County, New Jersey that:

WHEREAS, the Mayor and Council of the Borough of Harrington Park having been informed that such previously granted right-of-way consent needs further due diligence, exploration and vetting to protect the visual aesthetics within the Borough of Harrington Park;

NOW THEREFORE BE IT RESOLVED,

1. The previous resolution granting a right of way consent to Verizon wireless is hereby rescinded;

2. The clerk or such other authorized person shall contact Verizon and request that they attend a meeting with the Mayor and Council, such others as the council may desire to discuss the scope, impact and need for such consent,

I hereby certify that the above captioned is a true copy of a resolution passed by the Mayor & Council of the Borough of Harrington Park on February 27, 2017.

Addendum G

Resolution 2017-50

RESOLUTION OF INTENT TO WORK COOPERATIVELY FOR THE PLANNING AND DEVELOPMENT OF A GREEN WAY WITHIN TENAFLY, ENGLEWOOD, CRESSKILL, DEMAREST, CLOSTER, NORWOOD AND NORTHVALE HERETO REFERRED TO AS THE NORTHERN VALLEY TOWNS

WHEREAS, the Northern Valley Towns are home to approximately 8.0 miles of a continuous and underutilized segment of the former Erie Lackawanna, CSX Northern Branch; and

WHEREAS, on behalf of their residents, Harrington Park and local organizations have been engaged in the planning and evaluation of a non-motorized inter-urban transportation alternatives and trail opportunities for community development, public health and public recreational access; and

WHEREAS, in 1966 Erie Railroad terminated commuter passenger service, and diminished operational and maintenance responsibilities along said corridor; and

WHEREAS, by the consolidation of Erie Lackawanna and Penn Central into Conrail in 1976 the Northern Branch fell under the control of Conrail; and

WHEREAS, in the late 70's freight service to NYS was discontinued after Continental Can Company in Piermont closed; and

WHEREAS, after the breakup of Conrail in 1999 the Northern Branch was divided and CSX was given the northern section; and

WHEREAS, after many studies and impact statements regarding the use of light rail north to Tenafly and Cresskill, it was decided in 2013 to terminate the line at the Englewood Hospital and Medical Center; and

WHEREAS, freight rail service provided by CSX has been partially and fully discontinued along portions of the corridor as evidenced by removal of track, tie, signal and at grade crossing equipment, the loss of shippers, and an increase of neglect; and

WHEREAS, this Green Way will link up at the NYS line with, in the town of Orangetown, 4 mile Joseph B. Clarke Rail-Trail as a segment of the Hudson River Valley Greenway system. The Joseph B. Clarke Rail-Trail also links to the Piermont South Nyack and Nyack River trails and connects Sparkill Park, The Piermont Erie Railroad Pier, Tallman State Park, Bike Route 9 and the Tappan Zee Bridge; and

WHEREAS, the corridor forms a superior connection between and among communities to this Agreement, and enhances the linkage of residential communities, commercial and business sites, civic, institutional and recreational lands and waters.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Harrington Park hereby declare that it is their intention to work with Towns in the Northern Valley to pursue reuse of the corridor as a “Green Way: to jointly accommodate future light rail and non-motorized public access and recreational trail use, or as a single purpose “rail-trail” recreational facility; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Harrington Park intend to work with Towns in the Northern Valley in the planning design grant-writing and activities necessary to advance corridor reuse; and

BE IT FURTHER RESOLVED that the Mayor and Council of the Borough of Harrington Park recognize the amount of work such an undertaking involves and as such hereby agree to the formation of an Interlocal “rail with trail” Planning Committee (“Committee”), whose official membership shall consist of one mayoral appointee from the Northern Valley towns, The Committee shall meet regularly, keep records, develop a project work plan, host meetings and public events, work with stakeholders and serve as a forum for coordinating municipal, county, state, federal and regional agency activities. The Committee shall not be authorized to enter into contracts, expend money, maintain a budget, approve expenditures, or incur any liability on behalf of the Borough. The Committee will be an advisory Committee to plan and coordinate the undertaking with the Borough Council maintaining responsibility to take any necessary action, expend any money, enter into any contract or incur any liability.

BE IT FURTHER RESOLVED that the Borough of Harrington Park recognizes that Towns in the Northern Valley are going to consider passing the above resolution and the Borough encourages those municipalities to do so and is willing to enter into a memorandum of understanding after all of the resolutions are passed.

Addendum H
RESOLUTION 2017-51
HARRINGTON PARK 5K RACE

WHEREAS, the Harrington Park Road Runners Association, Inc. A NJ non-profit organization requests to use the Harrington Park Borough Hall parking lot for additional parking for the 5K Fall Spectacular, November 4, 2017 between the hours of 7am-1pm; and

WHEREAS, the Harrington Park Road Runners Association, Inc. will contact the Superintendent of Roads, Fire Department Chief and the Chief of Police for their guidance in traffic control, parking and the placing of signs and directional devices, so the event will run smoothly and safely; and

claims specified on the schedule attached hereto, following examination and approval by the Council and Chief Financial Officer and Department Head be paid and checks issued accordingly; and

WHEREAS, claims have already been paid in the following amounts for the purpose specified below:

Payroll- Salaries/Wages	01/06/2017	\$ 131,208.48
Payroll- Salaries/Wages	01/20/2017	\$ 125,113.57
Payroll- Salaries/Wages	02/03/2017	\$ 122,477.73
Payroll- Salaries/Wages	02/17/2017	\$ 126,717.46
Health Benefits January and February 17		\$ 81,080.48
Local School January 2017		\$ 966,587.00
Regional School January 2017		\$ 676,160.50
Debt Services		\$ 32,108.57

TOTAL \$ 2,261,453.79

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Harrington Park that the claims totaling **\$ 2,487,070.00** be approved and ratified respectively.

RESOLUTION 2017-54

Whereas, the Borough of Harrington Park Mayor and Council have authorized Mr. Dineen, Borough Attorney to negotiate with Miele Sanitation for additional recycling collection on the 8, 5th Thursday for the years 2017 and 2018 in the amount of up to \$15000, per year; and Whereas, Mr. Dineen will draft a Change Order in the agreed amount to amend the Borough's current Sanitation Contract; and Therefore Be it Resolved, that for the years 2017 and 2018, Miele Sanitation will adhere to and follow all aspects of the existing Borough Contract.

	MOTION	SECOND				
Roll Call Vote			YES	NO	ABSTAIN	ABSENT
NAPOLITANO(AN)			x			
EVANELLA (GE)			x			
WALKER (DW)	x		x			
FITZGERALD (LF)			x			
PEDERSEN (JP)			x			
CHUNG (JC)		x	x			

Resolution 2017-55

Whereas, the Mayor and Council of the Borough of Harrington Park has authorized Mr. Dineen to notify PSEG that approval has been provided for the request for a variance to continue roadwork for the Energy Strong Project during the winter months along Lafayette Road, part of Hackensack Avenue, Herring Street for the total of 5580 linear feet, which will include curb to

curb paving as per Borough Ordinance.

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Whereas, the Mayor and Council of Harrington Park has denied PSEG's request of a waiver from the requirement of curb to curb paving of the construction areas.

Be it Resolved that for each project PSEG shall submit \$5000 to cover all permit fees and engineering expenses.

Be it Further Resolved, that PSEG will continue to pay invoices for police overtime in a timely manner or the construction will be stopped.

	MOTION	SECOND				
Roll Call Vote			YES	NO	ABSTAIN	ABSENT
NAPOLITANO(AN)	X		x			
EVANELLA (GE)			x			
WALKER (DW)			x			
FITZGERALD (LF)			x			
PEDERSEN (JP)			x			
CHUNG (JC)		x	x			

AA Correspondence

1/17/2017

NJSEA new rates for dumping 2017.

Public Notice for variance on Lynn Street property-no address included

Public Notice 100 Schraalenburgh Road-Board of Adjustment

BCDCD Home Repair Program correspondence

DEP Hazardous Waste-Harriot Avenue and West Street.

1/20/2017

Re-notice received for 567 Lynn Street application for Board of Adjustment.

1/25/201

EPA survey for current garbage and tipping services

Cablevision payment of Altice franchise fees of \$33,364 was received.

PSEG Road opening permit for 14N Colonial Drive.

1/26/2107

LOSAP report received from HPFD

Response Action Outcome for 14 Elm Street

1/31/2017

BCUA Tonnage Grant Assistance Program Correspondence

BCUA Connection Fee Incentive Program –Filing by April 30, 2017

Blue Light approve for Fire Fighter Sango.

Correspondence from the Borough of Norwood regarding the expiration of the Interlocal Services as of January 31, 2017.

Submission of NJDOT Road Improvements for 2017 (Neglia).

Soil movement-3 Harriot Place.

RFQ from Masur Consulting for Borough Planner

2/2/2017

Environmental Commission correspondence requesting various considerations for upcoming garbage and tipping contracts.

2/3/2017

Census 2020 preliminary information received

Historic Preservation Awards scheduled for May 4, 2017.

Posting of Bergen JIF meetings received.

2/6/2017

Census Bureau forms to file regarding boundaries on the municipality.

OPRA NJ Motion Picture and Television Commission

ELEC information for new candidates for 2017.

PSEG annual request for construction projects within the municipality.

Neglia Monthly report

2/10/2017

Copy of letter to PSEG from Neglia Engineering designating areas of construction and road work in the Borough of Harrington Park.

2/13/2017

Landlord Registration for 49 Highland Avenue

Planning Board Hearing for Allegro Development 200 Old Hook Road.

Lerch Vinci Higgins-Audit review correspondence.

Correspondence to PSEG re: Past and upcoming construction within the Borough of HP.

Mr. Brown, Elliot Place, forwarded correspondence re: the placement of his water line and PSEG construction.

2/15/2017

Correspondence from the DEP re: Public Hearings for Stormwater Management Purposes for Tier A and B locations

Tax Appeal 50 Kline Street

2/16/2017

Minor Soil Application 55 Williams Street

2/17/2017

Public Notice for Tier A NJ Pollutant Discharge Elimination System.

2/21/2017

Submission to NJDOT for Glen Avenue E-(Neglia).

2/23/2017

Neglia Correspondence-Close out documents for NJDOT-Lynn Street Phase II-(Awaiting Maintenance Bond).

Request from PSEG to continue with roadwork in Harrington Park and to address issues in additional areas with a waiver to not pave the road curb to curb.

2/24/2017

Bergen County Homeowners Fair and Workshop schedule.

DEP inspected all Green Acres and Borough is compliant-next inspection is 2020.

